



# MINUTES OF THE COMMON COUNCIL

**TUESDAY, MARCH 4, 7:00 P.M.**

**COUNCIL CHAMBERS**

**ROOM 203, CITY HALL**

Roll call: Mayor James J. Schmitt, City Clerk Kris A. Teske, City Attorney Tony Wachewicz. Alderpersons: J. Wiezbiskie, Thomas DeWane, A. Nicholson, Tim DeWane, A. Kocha, J. Moore, D. Boyce, J. Brunette, J. Warner, M. Steuer, B. Danzinger, T. Sladek. Excused: None.

Pledge of Allegiance.

Mayor Schmitt led the invocation.

Moved by Ald. Tim DeWane, seconded by Ald. Steuer to approve the minutes of the February 17, 2014, meeting. Motion carried.

Moved by Ald. Wiezbiskie, seconded by Ald. Moore to approve the agenda.

Moved by Ald. Kocha, seconded by Ald. Thomas DeWane to hold the Advisory Report until the next meeting.

*Roll call:* Ayes: Wiezbiskie, Tim DeWane, Kocha, Moore, Boyce, Warner, Steuer, Danzinger, Sladek. Noes: Thomas DeWane, Nicholson, Brunette. Motion carried.

Moved by Ald. Boyce, seconded by Ald. Steuer to approve the agenda as amended. Motion carried.

## **REPORT BY THE MAYOR**

The Mayor gave checks to Cheryl Renier-Wigg and Andy Rosendahl to help with their medical costs. The money was donated by City employees.

There will be a St. Patrick's parade on March 15 beginning at 11:00 A.M., starting from behind Nicolet Bank.

The State of the City Address will be on March 19 at the Meyer Theater.

## **PRESENTATION**

Autumn Kastein spoke on colon cancer. The Mayor proclaimed the first Friday in March as Colon Cancer Day and requested that everyone wear blue.

## **PUBLIC HEARINGS**

Miscellaneous Ordinance No. 1-14

An ordinance adopting an amendment to the Smart Growth 2022 Comprehensive Plan of the City of Green Bay pertaining to property generally located in the 300 – 600 blocks of North Broadway and the 200-300 blocks of Dousman Street. (Item #16)

Nic Sparacio, Green Bay Planning, and Debbie Tomczyk, Attorney for Wal-Mart, each gave a presentation.

The following people spoke in favor of the amendment to Downtown/Mixed-Use Development:

Lisa Hanson, 708 Kellogg

Laural Virtues Wauters, 2619 E. Glacier Drive

Randy Scannel, 854 Dousman

Bronson Smith, 1525 Smith Street

Amanda Patterson-Luedtke, 810 E. Walnut Street

Troy Karalczyński, 802 E. Walnut Street

Matthew LeMay, 123 N. Broadway

Stephanie Bruss, 4504 Wyandot Trail

Larry Frye, 425 S. Clay Street

Kelly Ann Smith, 1160 Bond Street

Rhonda Sitnikau, 1122 S. Jackson Street

Alex Galt, 1426 S. Jackson Street

Brent Crabb, 122 S. Maple Avenue

Kim Myers, 828 Pine Street

Kim Klein Dorchester, 709 S. Madison Street

Gregory D. Evrard, 800 Chicago Street, #2

Eric Gabrielson, 875 Hubbard Street

Judy VanRyzin, 921 S. Jackson Street

Tim Carlson, 772 N. Melcorn Circle, DePere

George Weitzel, 225 Woodlawn Avenue

Sandra Ranck, 4336 Annabell Circle

Marta Mezo, 159 N. Broadway

Jonathon LeRoy, 712 Roy Avenue  
Lori Cuene, 813 Spooner Court  
Sarah Himmelheber, 426 Riverdale Drive, Oneida  
Tanya Sharp, 919 S. Quincy Street  
Tiffany Hoffman, 1333 Grignon Street  
Brian Johnson, 1933 Preble Avenue

The following people spoke against the amendment:

Sonja Campbell, 1341 Doty Street  
Gordon Wilker, Jr., 1224 S. Greenwood Avenue  
Phong Lor, 2803 Allouez Avenue  
Greg Larsen, 632 N. Broadway  
Jeff Stordock, 1700 Libal Street  
Linda Gibbs, 1828 Ninth Street, #4  
Jean Lucht, 718 Harrison Street  
Betty Rogers, 814 James Street  
Jeff Knutson, 401 & 409 N. Broadway  
Geoffrey Pirrey, 2695 Trojan Drive  
Willard Meier, 3407 Bay Highlands Drive  
Christopher Naumann, 101 Cherry Street, #207  
David VanderLeest, 503 S. Maple Avenue  
Shae Sortwell, 1846 Farlin Avenue  
Thomas Mattson, 146 Alpine Drive  
Heidi VanDenPlas, 1400 Porlier Street  
Paul Swick, 712 N. Ashland Avenue  
Scott Rothe

Roger Retzlaff, Historic Preservation Commission, speaking as a citizen, stated that the question that needs to be addressed is "Do we want an urban downtown or suburban downtown?"

Elaine Sawicki, 728 James Street, stated that she is an advocate of history, but N. Broadway needs major improvement.

A number of others were present, but did not wish to speak.

Mr. Sparacio submitted copies of letters that had been sent to his office.

No one else appeared.

Moved by Ald. Thomas DeWane, seconded by Ald. Wiezbiskie to suspend the rules for the purpose of adopting the ordinance. Motion carried.

Miscellaneous Ordinance No. 2-14

An ordinance adopting an amendment to the Smart Growth 2022 Comprehensive Plan of the City of Green Bay pertaining to property generally located in the 1650 to 1700 block of Shawano Avenue. (Item #17)

Shannon Wienandt, 4236 Pittco Road, spoke in favor of the amendment.  
No one else appeared.

Moved by Ald. Brunette, seconded by Ald. Thomas DeWane to suspend the rules for the purpose of adopting the ordinance. Motion carried.

## **PETITIONS & COMMUNICATIONS**

### **FINANCE COMMITTEE**

Request by Thomas DeWane to bring forward the Clarion Project to find out why we still own the property (closed session, if necessary).

### **IMPROVEMENT & SERVICE COMMITTEE**

Applications for Concrete Sidewalk Builder's Licenses by the following:

- A. Jeff Basten Concrete Construction, Inc.
- B. Fischer Ulman Construction, Inc.
- C. Alliance Construction and Design, Inc.
- D. Sommers Construction

Request by Hagemeister Park to place tables on the sidewalk in front of their business at 325 N. Washington Street.

Request by Ald. Steuer to look at the need for effective buffers between the businesses on the south side of Velp Avenue and the adjoining residential areas to the south.

Request by Ald. Thomas and Tim DeWane to have staff survey whether 1458 Porlier Street is really qualified as a flood zone property as indicated by FEMA, with possible action.

### **PERSONNEL COMMITTEE**

Request by Ald. Nicholson for an updated report on the Hook and Ladder Program.

### **PROTECTION & WELFARE COMMITTEE**

Request by the owners of Pearly Gates, 3551 Finger Road, to hold outdoor events on July 12 and September 6, 2014, and to allow music until midnight at both events.

Notice of the change of agent for Sam's East, Inc. at 2470 W. Mason Street.

## **TRAFFIC COMMISSION**

Request by Ald. Wiezbiskie, on behalf of the Red Smith Neighborhood Association, to do traffic study on Durham and Wiggins Way intersection for consideration of "Yield Sign" on Durham due to increase in traffic.

Moved by Ald. Wiezbiskie, seconded by Ald. Moore to refer the petitions and communications to the appropriate Committee or Commission. Motion carried.

## **REPORTS FOR COUNCIL ACTION**

### **REPORT OF THE GREEN BAY PLAN COMMISSION March 4, 2014**

The Green Bay Plan Commission, having met on Monday, February 24, 2014, considered all matters on its agenda and wishes to report and recommend the following:

1. To approve of the request for modified signage within the Entertainment (O-e) District, I-43 Business Center Design Criteria, 900 Kepler Drive, for Anduzzi's Sports Club, subject to the draft ordinance.
2. To approve the request for a variance from section 14-724(a) of the Subdivision and Platting Ordinance to allow for a land division below the minimum lot frontage for a parcel located at 1278 Western Avenue.

Moved by Ald. Wiezbiskie, seconded by Ald. Tim DeWane to adopt the report with the exception of Item #1. Motion carried.

Moved by Ald. Tim DeWane, seconded by Ald. Wiezbiskie to adopt Item #1. Motion carried.

### **REPORT OF THE IMPROVEMENT AND SERVICE COMMITTEE March 4, 2014**

The Improvement and Service Committee, having met on February 26, 2014 considered all matters on its agenda and wishes to report and recommend the following:

1. To deny the request by Sylvia Trevino to rescind the early set out charge of \$57.00 at 2673 Humboldt Rd.
2. To approve the proposed special assessment rates for concrete pavement construction associated with the reconstruction of Monroe Avenue from Cass Street to East River.

Residential zones: \$13.10/front foot  
All other zone classifications: \$65.45/front foot

3. To approve the Department of Public Works 2014 Capital Improvement Program and to forward bond request to the Common Council.
4. To approve the report of the Purchasing Manager:
  - A. To approve the request to purchase annual street maintenance consumables as needed for the 2014 season from the contracted vendors. Total expenditure is based on annual budget for these items of \$170,800.
5. To approve the contract with Mann and Associates for appraisal services associated with the acquisition of right-of-way required for Monroe Avenue.
6. TO APPROVE THE FOLLOWING AWARDS OF DAMAGE FOR PERMANENT LIMITED EASEMENT (PLE) AND TEMPORARY LIMITED EASEMENT (TLE):  
  
MONROE AVENUE – CASS STREET TO MAIN STREET PROJECT ID. # 1481-07-21

TKD Petroleum, LLC Parcel 62	\$7,450.00	PLE & TLE
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7. To approve the applications for Concrete Sidewalk Builder's Licenses by the following:
  - A. Delrar Inc.
  - B. Holtger Bros., Inc.
  - C. Larry VanRite Trucking & Excavating, Inc.
8. To approve the application for a Tree and Brush Trimmer License by S & D Tree Services, LLC.
9. To receive and place on file the verbal Director's Report on the recent activities of the Public Works Department.

Moved by Ald. Wiezbiskie, seconded by Ald. Kocha to adopt the report with the exception of Item #3. Motion carried.

Moved by Ald. Tim DeWane, seconded by Ald. Kocha to adopt Item #3. Motion carried.

### **REPORT OF THE PARK COMMITTEE**

March 4, 2014

The Park Committee, having met on Wednesday, February 26, 2014, considered all matters on its agenda and wishes to report and recommend the following:

1. A. To award the furnishing and installation of new interior vestibule doors for City Hall to IEI General Contractors for \$17,931.
  - B. To award the furnishing and installation of new ceiling tiles and lighting fixtures for 5<sup>th</sup> Floor offices at City Hall to Elmstar Electric Corporation for \$45,437.
  - C. To approve the purchase of a portable concessions trailer for Bay Beach to Schantz Mfg. Inc. for \$170,865.
2. To receive and place on file the Director's Report.

Moved by Ald. Wiezbiskie, seconded by Ald. Kocha to adopt the report with the exception of Items #1A and #1B. Motion carried.

Moved by Ald. Sladek, seconded by Ald. Kocha to adopt Item #1A. Motion carried with Ald. Moore abstaining.

Moved by Ald. Wiezbiskie, seconded by Ald. Kocha to adopt Item #1B. Motion carried with Ald. Moore abstaining.

### **REPORT OF THE PERSONNEL COMMITTEE**

#### **March 4, 2014**

The Personnel Committee, having met on Tuesday, February 25, 2014 considered all matters on its agenda and reports and recommends the following:

1. To approve the request to fill Forestry Worker I position in Parks, Recreation and Forestry and all subsequent vacancies resulting from internal transfers.
2. To hold the request by Ald. Moore until the next meeting, to delay the October 1, 2014 2% general salary increase for newly hired employees until they have been employed for 6-months or consider other options.
3. To withdraw and receive and place on file the request by Ald. Kocha for a review by Human Resources on health insurance benefits as they relate to City employees in domestic partnership relationships that have been legally recognized.
4. To approve the tentative agreement between the City of Green Bay and Amalgamated Transit Union, Local 857, ATU, AFL-CIO (Bus Operators) for a 2-year contract.
5. To receive and place on file the report of routine Personnel Actions for regular employees.

Moved by Ald. Wiezbiskie, seconded by Ald. Kocha to adopt the report. Motion carried.

## **PROTECTION & WELFARE COMMITTEE REPORT**

### **March 4, 2014**

The Protection & Welfare Committee, having met on Monday, February 24, 2014 considered all matters on the agenda and wishes to report and recommend the following:

1. To approve the request by St. Brendan's Inn, 234 S. Washington Street, to hold outdoor events March 16 and 17, 2014. The approval of the request is subject to complaint.
2. To approve the application for a "Class A" Liquor License by Nicson, Inc. at 2260 Nicolet Drive with the approval of proper authorities. (Currently has beer only.)
3. To approve the application for a "Class A" Liquor License by C & D Shell, LLC at 1121 Radisson Street with the approval of proper authorities. (Currently has beer only.)
4. To approve the amended Lobbyist Registration Ordinance, Section 6.38.
5. To refer to staff the request by Ald. Wiezbiskie to develop an ordinance similar to the City of Wausau with regards to the use of cell phones and other handheld electronic devices while driving.
6. To approve the draft ordinance regarding taxicab licensing with an amendment to Section (4)(b) stating that the hospitality training shall be at no cost to the licensee.

Moved by Ald. Wiezbiskie, seconded by Ald. Tim DeWane to adopt the report. Motion carried.

### **RECEIVE & PLACE ON FILE**

Municipal Court Report for January, 2014.

Trial Balance Report for January, 2014.

Moved by Ald. Kocha, seconded by Ald. Moore to receive the reports and place them on file. Motion carried.

### **RESOLUTIONS**

Moved by Ald. Wiezbiskie, seconded by Ald. Steuer to suspend the rules for the purpose of adopting all of the resolutions with one roll call vote. Motion carried.



**RESOLUTION APPROVING AWARDS OF DAMAGE  
FOR PERMANENT LIMITED EASEMENT (PLE) AND  
TEMPORARY LIMITED EASEMENT (TLE)  
FOR CASS STREET TO MAIN STREET  
March 4, 2014**

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

TO APPROVE THE FOLLOWING AWARDS OF DAMAGE FOR PERMANENT  
LIMITED EASEMENT (PLE) AND TEMPORARY LIMITED EASEMENT (TLE):

MONROE AVENUE – CASS STREET TO MAIN STREET PROJECT ID. # 1481-07-21

TKD Petroleum, LLC	\$7,450.00	PLE & TLE
Parcel 62		

Adopted March 4, 2014

Approved March 5, 2014

James J. Schmitt  
Mayor

ATTEST:

Kris A. Teske  
City Clerk

Moved by Ald. Wiezbiskie, seconded by Ald. Warner to adopt the resolution.  
*Roll call:* Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore,  
Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

RESOLUTION NAMING THE RIGHT-OF-WAY  
BETWEEN N WASHINGTON STREET AND N ADAMS STREET  
TO BE KNOWN AS NORTHLAND AVENUE

March 4, 2014

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That the Unnamed Street right-of-way between N Washington Street and N Adams Street (see attached map and legal description) is hereby named Northland Avenue effective April 1, 2014.

Adopted March 4, 2014

Approved March 5, 2014

James J. Schmitt  
Mayor

Kris A. Teske  
Clerk

DESCRIPTION OF THE UNNAMED RIGHT-OF-WAY  
BETWEEN N WASHINGTON STREET AND N ADAMS STREET  
TO BE KNOWN AS NORTHLAND AVENUE

The Unnamed Street right-of-way as dedicated to the public in Brown County Certified Survey Map Number 8340, as filed in Volume 58 of Certified Survey Maps, Page 249,(said Certified Survey Map being part of Lots 35, 36, 41 and 42, Plat of Navarino); ALSO Outlot 1 as dedicated to the public in Brown County Certified Survey Map Number 2215 as filed in Volume 10 of Certified Survey Maps, Page 79,(said Certified Survey Map being part of Lot 42, Plat of Navarino); ALSO that part of the right-of-way dedicated to the public in Brown County Certified Survey Map Number 1365 as filed in Volume 5 of Certified Survey Maps, Page 173,(said Certified Survey Map being part of Lot 41, Plat of Navarino); all located in the City of Green bay, Brown County, Wisconsin, described as follows:

Beginning at the southwest corner of Lot 2, said Brown County Certified Survey Map Number 8340;

thence S63°-36'-09"E, 332.10 feet, along the south line of said Lot 2 and the extension thereof, to the intersection with the northerly extension of the east line of said Outlot 1, Brown County Certified Survey Map Number 2215;

thence S26°-23'-50"W, 106.41 feet, along said east line of Outlot 1 and the extension thereof, to the southeast corner of said Outlot 1;

thence N63°-36'-27"W, 52.97 feet, along the south line of said Outlot 1, to the southwest corner of said Outlot 1;

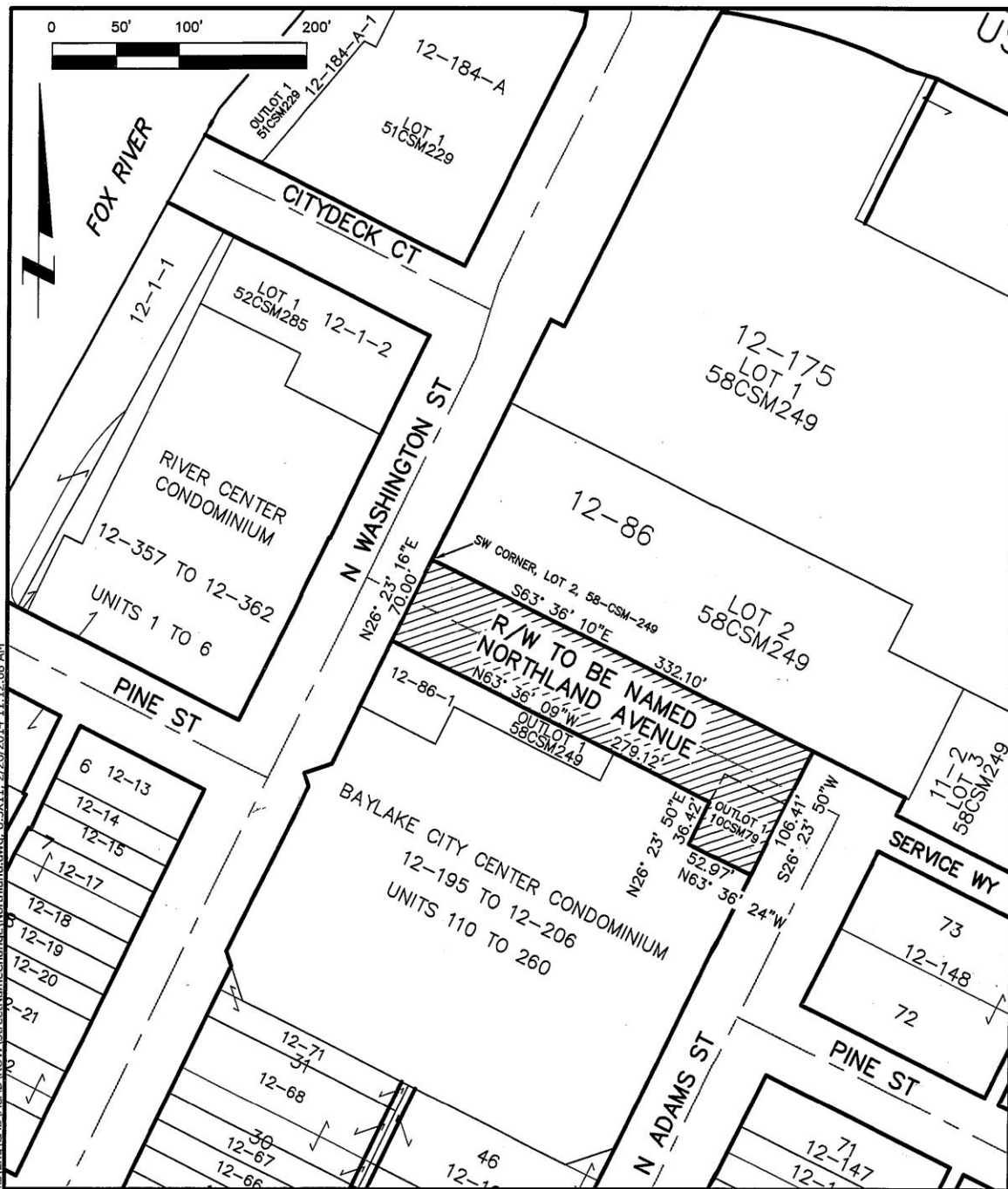
thence N26°-23'-50"E, 36.42 feet, along the west line of said Outlot 1, to the south line of the Unnamed Street right-of-way dedicated to the public in Brown County Certified Survey Map Number 8340;

thence N63°-36'-09"W, 279.12 feet, along the south line of said Unnamed Street right-of-way dedicated to the public in Brown County Certified Survey Map Number 8340, to the southwest corner of said Unnamed Street right-of-way dedicated to the public in Brown County Certified Survey Map Number 8340;

thence N26°-23'-16"E, 70.00 feet along the west line of said Unnamed Street right-of-way dedicated to the public in Brown County Certified Survey Map Number 8340, to the point of beginning.

<u>Parcels affected</u>	<u>Owners name and mailing address</u>
12-86	Schreiber Foods, Inc. 425 Pine Street Green Bay, WI 54301-5137
12-86-1	City of Green Bay Redevelopment Authority 100 N Jefferson Street Green Bay, WI 54301-5006
12-195, 12-197, 12-198 12-199 & 12-200	Baylake Bank P.O. Box 9 Sturgeon Bay, WI 54235-0009
12-196	Baylake Food Court Real Estate, LLC 300 N Broadway Ste 2B Green Bay, WI 54303-2735
12-201, 12-202, 12-203 12-204, 12-205 & 12-206	HCW, LLC 300 N Broadway Ste 2B Green Bay, WI 54303-2735





## DISCLAIMER

**CITY OF GREEN BAY, WISCONSIN**  
**DEPT. OF PUBLIC WORKS— ENGINEERING DIVISION**

### NAMING OF RIGHT-OF-WAY AS NORTHLAND AVENUE

	BT	DATE
DEBIT	YES	01/28/25
PAID		
PAID		
PAID		
PAID		
PAID		

Moved by Ald. Wiezbiskie, seconded by Ald. Warner to adopt the resolution.

*Roll call:* Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

RESOLUTION AUTHORIZING  
A VARIANCE FROM SECTION 14.724(a),  
SUBDIVISION AND PLATTING,  
GREEN BAY MUNICIPAL CODE,  
TO ALLOW FOR A LAND DIVISION  
BELOW THE MINIMUM LOT FRONTAGE  
FOR A PARCEL LOCATED AT  
1278 WESTERN AVENUE  
(VR 13-01)

March 4, 2014

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That, pursuant to Variance Request 13-01 and the recommendation of the Plan Commission on February 24, 2014, the City of Green Bay does authorize a variance from Section 14.724(a), Subdivision and Platting, Green Bay Municipal Code, to allow for a land division below the minimum lot frontage for a parcel located on the following described property at 1278 Western Avenue:

CADY & BURDONS GARDEN LOTS W 1/2 OF LOT 31 EXC N 100  
FT & PART DES IN 297 D 269 BCR (Parcel Number 3-817)

Adopted March 4, 2014

Approved March 5, 2014

James J. Schmitt  
Mayor

Kris A. Teske  
Clerk

Moved by Ald. Wiezbiskie, seconded by Ald. Warner to adopt the resolution.

*Roll call:* Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

## **ORDINANCES - FIRST READING**

### **ZONING ORDINANCE NO. 2-14**

#### **AMENDING ZONING ORDINANCE NO. 1-91 FOR MODIFIED GROUND-MOUNTED AND WALL SIGNAGE FOR ANDUZZI'S SPORTS CLUB LOCATED AT 900 KEPLER DRIVE (ZP 14-02)**

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

**SECTION 1.** Pursuant to Section 13-108, Green Bay Municipal Code, together with the zoning map and statutory authority referred to therein, the Planned Unit Development created by Zoning Ordinance No. 01-91 is hereby amended on the following described property:

Commencing at the North 1/4 corner of Section 10; thence along the East line of the Northwest 1/4 of said Section 10, S00°17'49"E, 1273.52 feet; thence S89°42'11"W, 40.00 feet to the Westerly right-of-way of Kepler Drive, also being the point of beginning; thence along said Westerly right-of-way line, S00°17'49"E, 1390.25 feet; thence 425.18 feet along the arc of a curve to the right with a radius of 1530.00 feet and a chord of 423.81 feet which bears S07°39'51"W to the Northeast corner of Lot 1, 54 CSM 99; thence along the North line of said Lot 1, S89°18'38"W, 897.08 feet to the Easterly right-of-way line of Highway 43; thence along said Easterly line, N10°24'12"E, 1134.51 feet; thence continuing along said Easterly right-of-way line, N11°32'57"E, 500.10 feet; thence continuing along said Easterly right-of-way line, N19°49'49"E, 225.67 feet to the Southerly line of Green Bay Lodging Commercial Condominium; thence along said South line, N89°42'11"E, 564.79 feet to the point of beginning; subject to all easements and restrictions of record. (Part of Tax Parcel Number 21-153)

**SECTION 2.** That pursuant to Section 13-1900 et seq., Green Bay Municipal Code, as they apply, Zoning Ordinance No. 1-91 is hereby amended to allow the following changes:

A. Kepler Drive Monument Sign - Anduzzi's Sports Club.

1. One ground-mounted sign is permitted along the Kepler

Drive frontage no closer than 10 feet from the right-of-way.

2. The sign shall not exceed 8 feet in overall height with a maximum 2-foot high masonry base.
  3. The sign shall not exceed 30 square feet in total size per side. An electronic message center/readerboard is permitted not to exceed 24 square feet per side.
- B. Wall Signage. Wall sign may be permitted on the south, east and west building elevations and shall not exceed 60 square feet per sign for a total of 180 square feet of total wall signage.
- C. All signs shall meet all other applicable standards of the I-43 Business Center Design Criteria.

**SECTION 3.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 4.** In addition to all other remedies available to the City of Green Bay, the City may decline to issue any building or other permits otherwise required by any ordinance of this City while any violation of this ordinance remains uncured.

**SECTION 5.** This ordinance shall not take effect until a public hearing is held thereon as provided by Section 13-204, Green Bay Municipal Code, and the adoption and publication of this ordinance.

APPROVED:

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Mayor

ATTEST:

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Clerk

Moved by Ald. Wiezbiskie, seconded by Ald. Sladek to suspend the rules for the purpose of advancing the ordinance to the third reading. Motion carried.

Moved by Ald. Wiezbiskie, seconded by Ald. Danzinger to advance the ordinance to the third reading. Motion carried.



GENERAL ORDINANCE NO. 6-14

AN ORDINANCE  
AMENDING SECTION 29.208,  
GREEN BAY MUNICIPAL CODE,  
RELATING TO PARKING REGULATIONS

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

**SECTION 1.** Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following NO PARKING 8:00 AM – 4:00 PM SCHOOL DAYS zone:

SUSSEX ROAD, west side, from Fagerville Way to Baywatch Drive

**SECTION 2.** Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto the following NO STOPPING OR STANDING 8:00 AM – 4:00 PM SCHOOL DAYS zone:

SUSSEX ROAD, east side, from Fagerville Way to Baywatch Drive

**SECTION 3.** Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following NO STOPPING OR STANDING zone:

PINE STREET, south side, from Washington Street to its west terminus

**SECTION 4.** Section 29.208, Green Bay Municipal Code is hereby amended by adding thereto the following NO STOPPING OR STANDING zone:

PINE STREET, both sides, from Washington Street to its west terminus

**SECTION 5.** Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following NO PARKING 7:00 AM – 4:00 PM SCHOOL DAYS zone:

WEST POINT ROAD, south side, from a point 140 feet east of Dancing Dunes Drive to a point 140 feet west of Dancing Dunes Drive

**SECTION 6.** Section 29.208, Green Bay Municipal Code is hereby amended by adding thereto the following NO PARKING 7:00 AM – 4:00 PM SCHOOL DAYS zone:

WEST POINT ROAD, south side, from a point 140 feet west of Dancing Dunes Drive to a point 110 feet east of Dancing Dunes Drive

**SECTION 7.** Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following NO PARKING zone:

WEST POINT ROAD, south side, from **a point 160 feet west of** South Point Road to a point 350 feet west of Crestwood Drive

**SECTION 8.** Section 29.208, Green Bay Municipal Code is hereby amended by adding thereto the following NO PARKING zone:

WEST POINT ROAD, south side, from a point 110 feet east of Dancing Dunes Drive to **a point 160 feet west of** South Point Road

**SECTION 9.** All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

**SECTION 10.** This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Clerk

Moved by Ald. Wiezbiskie, seconded by Ald. Sladek to suspend the rules for the purpose of advancing the ordinance to the third reading. Motion carried.  
Moved by Ald. Wiezbiskie, seconded by Ald. Danzinger to advance the ordinance to the third reading. Motion carried.

GENERAL ORDINANCE NO. 7-14

AN ORDINANCE  
AMENDING SECTION 29.307,  
GREEN BAY MUNICIPAL CODE,  
RELATING TO TRAFFIC REGULATIONS

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

**SECTION 1.** Section 29.307, Green Bay Municipal Code, is hereby amended by adding thereto the following ONE-WAY STOP condition:

TONY CANADEO RUN at BART STARR DRIVE

**SECTION 2.** All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

**SECTION 3.** This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this \_\_\_\_\_ day of \_\_\_\_\_,  
2014.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Clerk

Moved by Ald. Wiezbiskie, seconded by Ald. Sladek to suspend the rules for the purpose of advancing the ordinance to the third reading. Motion carried.  
Moved by Ald. Wiezbiskie, seconded by Ald. Danzinger to advance the ordinance to the third reading. Motion carried.

GENERAL ORDINANCE NO. 8-14

AN ORDINANCE  
AMENDING CHAPTER 6,  
GREEN BAY MUNICIPAL CODE,  
RELATING TO TAXICAB LICENSING

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

**SECTION 1.** Section 6.02(2)(j), Green Bay Municipal Code, is hereby repealed.

6.02 **ISSUANCE AND REVOCATION OF LICENSES.**

(2) **GRANTING OF LICENSES.** The designated officer may issue the following licenses subject to the standards established by this chapter without prior approval of the Council.

~~(j) Public Vehicle Driver's Licenses - City Clerk upon approval by Chief of Police.~~

**SECTION 2.** Section 6.01(15), Green Bay Municipal Code, is renumbered section 6.01(19m) and amended to read:

6.01 **LICENSES REQUIRED.** A license shall be required for the sale of each of the following or the conduct of the business or activity at the indicated license fee. The license fee shall be for one year unless otherwise indicated.

~~(15)~~ **(19m) PUBLIC VEHICLE DRIVER'S TAXICAB OPERATOR'S LICENSES.**

~~(a) Initial - \$10.~~ **For an operator employed by an organization which is exempt from federal income tax under IRC § 501(c)(3) - \$0**

~~(b) Renewal - \$5.~~ **For an operator employed by a nonprofit corporation under Ch. 181, Wis. Stats. - \$0**

**(c) For any other person - \$50**

**SECTION 3.** Section 6.01(19), Green Bay Municipal Code, is hereby amended to read:

6.01 **LICENSES REQUIRED.** A license shall be required for the sale of each of the following or the conduct of the business or activity at the indicated license fee. The license fee shall be for one year unless otherwise indicated.

**(19) TAXICAB BUSINESS LICENSES.**

~~(a) For vehicles of greater than seven passenger capacity - \$50.~~ **For an organization which is exempt from federal income tax under IRC § 501(c)(3) - \$0**

~~(b) For other vehicles - \$20 for one vehicle and \$5 for each additional vehicle operated by one owner.~~ **For a nonprofit corporation under Ch. 181, Wis. Stats. - \$0**

**(c) For any other person - \$25 for each taxicab with a capacity of seven (7) or fewer passengers, not including the driver**

**(d) For any other person - \$50 for each taxicab with a capacity of eight (8) to fifteen (15) passengers, not including the driver**

**SECTION 4.** Section 6.21, Green Bay Municipal Code, is hereby repealed and re-created to read:

**6.21 TAXICAB LICENSING (Ref.: Wis. Stat. § 349.24)**

**(1) DEFINITIONS**

**(a) “Applicant” means the individual applying for a license under this section or any person who is an officer of a corporation that is applying for a license under this section.**

**(b) “Taxicab” means a vehicle held for public hire by charging a monetary fee on a per ride, time, or distance basis to carry passengers to designations without following any fixed routes, but does not include any of the following:**

- 1. Vehicles operated primarily as funeral cars.**
- 2. Vehicles operated by city, state or federal governments.**
- 3. Vehicles operated primarily as ambulances.**
- 4. Vehicles operated primarily for transporting property.**
- 5. Commercial motor vehicles.**

**(c) “Taxicab business” means any enterprise that owns a taxicab or manages the operation of a taxicab.**

**(2) LICENSES REQUIRED**

**(a) BUSINESS LICENSE.** No person may engage in a taxicab business unless each taxicab used in the business is licensed. A taxicab business license shall expire on July 1 of each year.

**(b) OPERATOR’S LICENSE.** No person may operate a vehicle for taxicab purposes upon a highway unless the person is licensed as a taxicab operator. A taxicab operator’s license shall expire on July 1 of each year.

**(3) BUSINESS LICENSE APPLICATION PROCESS**

**(a) APPLICATION.** A person wishing to obtain a taxicab business license shall apply to the city clerk upon an approved form and pay to the clerk the proper license fee for each taxicab managed by the person. The clerk shall forward the application to the police department for review. If the police department approves the application, the clerk shall place the application upon the next available Protection & Welfare Committee meeting for consideration. The police department shall deny the application if any of the following applies:

1. The circumstances of a pending criminal charge against the applicant substantially relate to the licensed activity.
2. The applicant has been convicted of any felony, misdemeanor or other offense, the circumstances of which substantially relate to the circumstances of the particular job or licensed activity.
3. The applicant made a false statement on the application.
4. The applicant is under eighteen (18) years old.

**(b) APPEAL.** If the police department denies an application for a business license, the person may appeal within fifteen (15) days after the clerk mails a notice of denial to the person. If the person files a timely appeal with the clerk, the clerk shall schedule an appeal hearing before the Protection & Welfare Committee.

**(c) HEARING BEFORE COMMITTEE.** The Protection & Welfare Committee may approve any application placed on its agenda only if the applicant is qualified under this section and may place conditions upon approval. The common council shall affirm, reverse or modify the committee decision.

**(d) ISSUANCE.** The clerk shall issue the taxicab business license if the applicant has been approved by the common council and has satisfied all other provisions of this section.

**(e) VEHICLE INSPECTION.** Before a taxicab business may operate a taxicab on a highway, the taxicab shall obtain a license sticker from the police department by passing an inspection. The police department shall collect \$25 for each motor vehicle inspection, and \$10 for inspecting any other vehicle. This paragraph does not apply to a vehicle owned or operated by:

1. A nonprofit corporation that provides to the police department proof that the vehicle passed a state vehicle inspection.
2. An organization which is exempt from federal income tax under IRC § 501(c)(3) that provides to the police department proof that the vehicle passed a state vehicle inspection.

**(f) POLICE DEPARTMENT REVIEW.** The police department shall affix a license sticker to the vehicle if the department determines that the vehicle is:

1. Licensed with the city clerk.
2. In a safe operating condition.
3. Registered pursuant to Wis. Stat. Ch. 341.
4. Insured as required by Wis. Stat. § 344.15(1).
5. Conspicuously displaying on the exterior of the vehicle:
  - a. The name or trade name of the taxicab business.
  - b. The phone number of the taxicab business.
  - c. A unique number assigned by the taxicab business that identifies the particular vehicle.
  - d. All rates or fees charged to passengers.
6. Conspicuously displaying within the passenger compartment:
  - a. Proof of insurance.
  - b. A display holder within which taxicab operators can show their licenses while operating the taxicab.

#### **(4) OPERATOR'S LICENSE APPLICATION PROCESS**

**(a) APPLICATION.** A person wishing to obtain a taxicab operator's license shall apply to the city clerk upon an approved form and pay to the clerk the proper license fee and submit an acceptable passport-sized photo. The clerk shall forward the application to the police department for review. If the police department approves the application, it shall forward its recommendation to the clerk. The police department shall deny the application if any of the following applies:

1. The circumstances of a pending criminal charge against the applicant substantially relate to the licensed activity.
2. The applicant has been convicted of any felony, misdemeanor or other offense, the circumstances of which substantially relate to the circumstances of the particular job or licensed activity.

3. The applicant made a false statement on the application.

4. The applicant is under eighteen (18) years old

(b) **HOSPITALITY TRAINING.** Prior to issuance of a permanent operator's license, an applicant must complete a hospitality training course which has been approved by the City of Green Bay and evidenced by a certificate of completion. The hospitality training course shall be provided free of charge to the licensee.

(c) **APPEAL.** If the police department denies an application for an operator's license, the person may appeal within fifteen (15) days after the clerk mails a notice of denial to the person. If the person files a timely appeal with the clerk, the clerk shall schedule an appeal hearing before the Protection & Welfare Committee. The Committee shall approve the application only if the applicant is qualified under this section and may place conditions upon approval. The common council shall affirm, reverse or modify the committee decision.

(d) **ISSUANCE.**

1. **Temporary License.** The clerk shall issue a temporary taxicab operator's license if the applicant has been approved by the police department or the common council, and has satisfied all other provisions of this section except for the completion of an approved hospitality training course within the last twelve (12) months. A temporary operator's license shall expire upon ninety (90) days after the date of issuance or upon issuance of a permanent operator's license. Only one temporary operator's license may be issued within a twelve (12) month period.

2. **Permanent License.** The clerk shall issue a permanent taxicab operator's license if the applicant has been approved by the police department or the common council, has completed an approved hospitality training course within the last twelve (12) months, and has satisfied all other provisions of this section.

(5) **TAXICAB REGULATIONS.** The owner and operator of a taxicab are both responsible for ensuring compliance with this subsection.

(a) **MAINTENANCE.** No person may operate a vehicle registered under this paragraph unless the vehicle complies with all the conditions necessary to become a licensed taxicab at the time it is in operation.

(b) **RECEIPTS.** Upon a customer's demand, the operator of a taxicab shall provide a receipt at the time of payment in legible type or writing containing the firm name, operator's name and number, any items for which the charge is made, the total amount paid, and the date of payment.



(c) **RATES.** Taxicabs may charge for service at a rate per unit of time, a flat rate per ride, or by using a taximeter.

1. **Report to Clerk.** The owner or operator of a taxicab shall at all times maintain a schedule of rates on file with the city clerk and may not charge any rate higher than the rate on file with the city clerk.

2. **Taximeters.** A taxicab may use a taximeter to determine the cost of service, subject to the following regulations:

a. No person shall use or permit to be used upon any taxicab a taximeter which is in error more than 4% in efficiency and more than 1% in excess interval under test.

b. After sundown, the face of the taximeter shall be illuminated by suitable light so arranged as to be readily discernible to the passengers.

c. The case of the taximeter shall be sealed and have its cover gear intact.

(d) **OPERATOR ID DISPLAY.** No person may operate a taxicab unless the person who is licensed to operate it is displaying his or her operator's license.

(6) **LICENSE SUSPENSION OR REVOCATION.** Any person may file a complaint with the city clerk alleging a licensee has violated any provision of this Code or state law that substantially relates to the licensed activity. The common council may require the complainant to post surety of up to \$500. If the common council determines that the complaint is true, it shall revoke the license or suspend the licensee's license for not less than ten (10) and not more than ninety (90) days. If the common council determines the complaint to be unsubstantiated, it shall dismiss the complaint and return any surety posted by the complainant. If the common council determines the complaint is false and the complainant acted in bad faith, it shall dismiss the complaint and award the complainant's surety to the licensee. Chapter 68, Wis. Stats., shall not apply to taxicab licensing decisions.

6.21 ~~**PUBLIC VEHICLE LICENSING.**~~ (Rep. & Rec. GO 5-07)

~~(1) DEFINITIONS.~~ (Amd. GO 27-07)

~~(a) **Bona Fide Non-Profit Organization.** A non-profit organization or corporation as defined in §108.02(19) or §181.0103(17), Wis. Stats.~~

~~(b) **Public Vehicle.** Any vehicle which transports passengers for hire or compensation, except vehicles operated solely as funeral cars or ambulances, municipally-owned vehicles, and vehicles which are regulated by the Public Service Commission operating on established routes.~~

~~—— (c) Public Vehicle Operator. Any person who operates a vehicle or vehicles which transport passengers for hire or compensation, except vehicles operated solely as funeral cars or ambulances, municipally-owned vehicles, and vehicles which are regulated by the Public Service Commission operating on established routes.~~

~~—— (d) Taxicab. A public vehicle using a method of setting rates described in subsections (6)(b) and (6)(c) or a non-motorized public vehicle.~~

~~—— (2) PUBLIC VEHICLE LICENSE.~~

~~(a) Requirement. (Amd. GO 22-13) All public vehicles shall be licensed pursuant to this section and properly registered through the Wisconsin Department of Transportation. The annual license fee for each vehicle shall be \$25. Such license shall terminate on December 31 annually, unless sooner revoked or suspended.~~

~~—— (b) Application. The owner of a vehicle desiring to secure a public vehicle license shall make application to the City Clerk. The application shall be upon a form approved by the City Clerk.~~

~~—— (c) Insurance. Every public vehicle shall be covered by liability insurance coverage containing limits of liability of not less than \$500,000 per occurrence combined single limit bodily injury and property damage, issued by a company authorized to do business in the State of Wisconsin. The insurance coverage must include an endorsement stating: "Thirty days advance written notice of cancellation or non-renewal shall be sent to the City of Green Bay, Risk Management Division, 100 North Jefferson Street, Green Bay, WI 54301-5026." A certificate of insurance coverage specific to each vehicle shall be filed with the Risk Management Division.~~

~~—— (d) Inspection. Upon compliance with subsections (b) and (c), the City Clerk shall forward the application to the Green Bay Police Department for vehicle inspection. The department shall collect a fee of \$20 per inspection, per vehicle. Upon passing the inspection and approval of the Chief of Police, the Police Department shall affix a license sticker to the vehicle valid for the term of the license year. The license sticker shall be in a form and affixed in a manner approved by the Chief of Police. No public vehicle shall be deemed licensed unless a valid license sticker for the current license year is properly affixed to the vehicle by the Green Bay Police Department.~~

~~—— (e) (Cr. GO 32-07) Exemptions for Bona Fide Non-Profit Organizations. Public vehicles in use by bona fide non-profit organizations shall be exempt from paying the license fee in subsection (a) and from Green Bay Police Department public vehicle inspections in subsection (d) provided that the Green Bay Police Department receives annual proof of approved State of Wisconsin vehicle inspection.~~

~~———— (3) CONDUCT OF BUSINESS.~~

~~(a) Failure to Comply. Any public vehicle not in compliance with any provision of this section shall be considered unlicensed.~~

~~———— (b) Information Display. All public vehicles shall contain a device in which the operator's license is displayed at all times. The device shall also contain a notice to passengers indicating that the vehicle must be in safe operating condition, and if the passenger believes the vehicle is not in safe operating condition, he or she should notify the Green Bay Police Department. This device shall be displayed in a conspicuous area visible to passengers inside the vehicle.~~

~~———— (c) Operator Responsibility. The operator of a public vehicle shall ensure the compliance of the vehicle and its operation with the provisions of the Green Bay Municipal Code.~~

~~———— (d) Owner Responsibility. The owner of a public vehicle shall ensure the compliance of the vehicle and its operator with the provisions of the Green Bay Municipal Code.~~

~~———— (e) Proof of Insurance. Every public vehicle shall carry proof of valid insurance pursuant to subsection (2)(e) at all times when carrying a passenger.~~

~~———— (f) Receipts. Upon demand, the operator shall provide the person paying for the hiring of the public vehicle a receipt at the time of payment in legible type or writing containing the firm name, operator's name and number, any items for which the charge is made, the total amount paid, and the date of payment.~~

~~———— (g) Vehicle to be in Safe Operating Condition. Every public vehicle shall be maintained in safe operating condition. Any police officer reasonably believing a public vehicle to be unsafe may order the vehicle to be re-inspected. Until passing re-inspection, the vehicle shall be considered unlicensed. The fee for such re-inspection shall be \$20.~~

~~———— (4) TAXICAB REQUIREMENTS.~~

~~(a) Vehicle Marking. The name or trade name of the owner of the taxicab and number under which the vehicle is operated shall be placed on the front door on the right and left sides of the vehicle in letters and numbers of at least 3" high in a contrasting color.~~

~~———— (b) Open Intoxicants Prohibited. No bottle or receptacle containing alcohol beverages shall be kept in the passenger compartment of a taxicab if the bottle or receptacle has been opened, the seal has been broken, or the contents of the bottle or receptacle have been partially removed. A utility compartment or glove compartment is considered to be within the passenger compartment.~~

~~———— (5) RATES. (Amd. GO 15-11) Public vehicles may use any of the following manners of rate setting under the regulations set forth herein.~~

~~———— (a) Vehicle Rental. A public vehicle may be rented on an hourly, daily, or weekly basis pursuant to a written contract, which shall contain the time of commencement and termination of rental, a schedule of rates, and an estimate of the total charge.~~

~~———— (b) Flat Rate. A public vehicle may be rented on a per ride or flat rate basis.~~

~~1. Posting. The owner or operator of a public vehicle shall post in a conspicuous place within the passenger compartment the per ride or flat rate and the amount of any other charges, including charges for additional stops, waiting periods, membership fees, and other potential costs.~~

~~2. Report to Clerk. The owner or operator of a public vehicle shall at all times maintain a current schedule of the per ride or flat rates charged on file with the city clerk and may not charge any rate higher than the rate on file with the city clerk.~~

~~———— (c) Taximeters. A public vehicle may use a taximeter to determine the cost of service, subject to the following regulations:~~

~~———— 1. Inaccuracy. No person shall use or permit to be used upon any taxicab or public vehicle for hire a taximeter which is in error more than 4% in efficiency and more than 1% in excess interval under test.~~

~~———— 2. Illumination of Dial. After sundown, the face of the taximeter shall be illuminated by suitable light so arranged as to be readily discernible to the passengers.~~

~~———— 3. Case to be Sealed. The case of the taximeter shall be sealed and have its cover gear intact.~~

~~4. Posting. The operator shall post in a conspicuous place within the passenger compartment taximeter rates and the amount of any other charges, including charges for additional stops, waiting periods, membership fees, and other potential costs.~~

~~———— 5. Report to Clerk. The owner or operator of a public vehicle shall at all times maintain a current schedule of the taximeter rates charged on file with the city clerk and may not charge any rate higher than the rate on file with the city clerk.~~

~~(6) OPERATOR'S LICENSE. No person shall operate a public vehicle without first obtaining an Operator's License from the City of Green Bay. All applicants must be at least 18 years old and hold a valid Wisconsin driver's license. All public vehicle operators must obtain an operator's license within 90 days of the effective date of this ordinance.~~

~~—— (a) Employer's Responsibility. No applicant will be approved for an Operator's License without the potential employer first conducting a background check of the applicant and submitting two hard copies to the City Clerk to forward to the Police Department for their review and recommendation. The following background systems must be utilized by the employer for submission to the Police Department:~~

~~—— 1. Circuit Court Access System (CCAP);~~

~~—— 2. Crime Information Bureau (CIB); and~~

~~—— 3. Department of Transportation (DOT).~~

~~—— (b) Applications.~~

~~—— 1. Application for Operator's Licenses shall be made to the City Clerk on a form supplied by the City Clerk's Office.~~

~~—— 2. (Amd. GO 27-07, Amd. GO 22-13) The license fee shall be \$50.00 and shall be submitted with the application along with a passport-sized photo. Public vehicle operators employed in that capacity by bona fide non-profit organizations shall be exempt from paying the above license fee.~~

~~—— 3. All applications shall be accurately completed in its entirety or shall be rendered void by the City Clerk.~~

~~—— 4. Upon receipt of an application, the City Clerk shall forward the application to the Police Department for verification of the veracity of the application as well as research into the qualifications of the applicant furnished by the employer.~~

~~—— 5. (Rep. & Rec. GO 15-07) Operator Licenses may be issued by the City Clerk without further review of the Common Council in the event the Police Department approves of the application.~~

~~—— 6. The License shall be issued for a period of one licensing year ending June 1<sup>st</sup> of each year. At all times while engaged in activities requiring a license issued pursuant to this section, the licensee shall keep the following items available for production upon request of any City or State inspecting officer: the operator's license and a valid Wisconsin driver's license.~~

~~—— (c) DENIAL OF OPERATOR'S LICENSE.~~

~~—— 1. If the Police Department determines that any portion of the application is false or that the applicant does not possess the qualifications subject to Chapter 111, Wis. Stats., the license may be denied by the Police Department.~~

~~—— 2. The Police Department shall notify any applicant so denied.~~

~~3. Any applicant whose application has been denied by the Police Department may appeal such determination to the Protection and Welfare Committee. Upon appeal, the Protection and Welfare Committee shall determine if the applicant possesses the requisite qualifications. After making such determination, the Protection and Welfare Committee shall forward its recommendation to the Common Council.~~

~~(d) ISSUANCE OF LICENSE. The City Clerk shall not issue any operator's license until all the requirements above have been satisfied.~~

~~(7) DENIAL, SUSPENSION, OR REVOCATION OF LICENSE. The Chief of Police may deny, suspend, or revoke any license applied for or issued pursuant to this section if the licensee lacks the necessary qualifications for the license, has made or recorded any statement required by this section knowing it to be false or fraudulent or intentionally deceptive, or has violated any provision of the Green Bay Municipal Code or the Wisconsin Statutes that substantially relates to the licensed activity. Review or appeal of this decision shall be made pursuant to Ch. 68, Wis. Stats. The Common Council hereby designates the Protection and Welfare Committee as the decision-making body for any appeal of a decision to deny, suspend, or revoke a license pursuant to this section.~~

**SECTION 6.** This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Clerk

Moved by Ald. Wiezbiskie, seconded by Ald. Sladek to suspend the rules for the purpose of advancing the ordinance to the third reading. Motion carried.  
Moved by Ald. Wiezbiskie, seconded by Ald. Danzinger to advance the ordinance to the third reading. Motion carried.

GENERAL ORDINANCE NO. 9-14

AN ORDINANCE  
AMENDING SECTION 6.38(1)(c),  
GREEN BAY MUNICIPAL CODE,  
RELATING TO LOBBYIST REGISTRATION

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

**SECTION 1.** Section 6.38(1)(c) Green Bay Municipal Code, is hereby amended as follows:

**6.38 LOBBYIST REGISTRATION.** (Cr. GO 10-11)

(1) Definitions. For the purposes of this ordinance, the phrases below are defined as follows:

(c) "Lobbyist" means a person, **other than a full-time employee of the client**, who is paid consideration by another to engage in lobbying.

**SECTION 2.** All ordinances or parts of ordinances, in conflict herewith are hereby repealed.

**SECTION 3.** This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Clerk

Moved by Ald. Wiezbiskie, seconded by Ald. Sladek to suspend the rules for the purpose of advancing the ordinance to the third reading. Motion carried.  
Moved by Ald. Wiezbiskie, seconded by Ald. Danzinger to advance the ordinance to the third reading. Motion carried.

**ORDINANCES - THIRD READING**

GENERAL ORDINANCE NO. 5-14

AN ORDINANCE  
AMENDING SECTION 29.208,  
GREEN BAY MUNICIPAL CODE,  
RELATING TO PARKING REGULATIONS

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

**SECTION 1.** Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto the following NO PARKING 7:00 AM – 4:00 PM SCHOOL DAYS zone:

DECKNER AVENUE, south side, from Danz Avenue to a point  
180 feet west of Rose Lane

**SECTION 2.** Section 29.208, Green Bay Municipal Code is hereby amended by adding thereto the following TWO-HOUR PARKING 7 AM - 7 PM MONDAY - FRIDAY zones:

ROOSEVELT STREET, west side, from a point 220 feet south  
of Mason Street to Eliza Street

ROOSEVELT STREET, west side, from Emilie Street to  
Grignon Street

ELIZABETH STREET, east side, from a point 65 feet north of  
Cedar Street to Elm Street

**SECTION 3.** Section 29.208, Green Bay Municipal Code is hereby amended by adding thereto the following NO PARKING zones:

ELIZABETH STREET, east side, from Morrow Street to a point  
150 feet north of Morrow Street

REGGIE WHITE WAY, east side, from a point 150 feet south of  
Lombardi Avenue to Lombardi Avenue

**SECTION 4.** Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following NO STANDING OR STOPPING 7:00 AM – 4:00 PM SCHOOL DAYS zone:

DECKNER AVENUE, south side, from Danz Avenue to a point  
180 feet west of Rose Lane



**SECTION 5.** Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following TWO-HOUR PARKING 7:00 AM – 7:00 PM MONDAY - FRIDAY zones:

ROOSEVELT STREET, west side, from a point 220 feet south of Mason Street to Grignon Street

ELIZABETH STREET, east side, from Morrow Street to Elm Street

**SECTION 6.** Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following NO PARKING ON SATURDAYS AND SUNDAYS zone:

VICTORIA STREET, east side, from Crooks Street to Main Street

**SECTION 7.** All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

**SECTION 8.** This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this 4th day of March, 2014.

APPROVED:

James J. Schmitt  
Mayor

ATTEST:

Kris A. Teske  
Clerk

Moved by Ald. Boyce, seconded by Ald. Steuer to adopt the ordinance.

*Roll call:* Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

MISCELLANEOUS ORDINANCE NO. 1-14

AN ORDINANCE  
ADOPTING AN AMENDMENT TO THE  
SMART GROWTH 2022 COMPREHENSIVE PLAN  
OF THE CITY OF GREEN BAY PERTAINING  
TO PROPERTY GENERALLY LOCATED IN THE

300 – 600 BLOCKS OF NORTH BROADWAY  
AND THE 200-300 BLOCKS OF DOUSMAN STREET  
(CPA 14-01)

WHEREAS, pursuant to §§62.23(2) and (3), Wis. Stats., the City of Green Bay is authorized to prepare, adopt, and amend a comprehensive plan as defined in §66.1001(4)(a), Wis. Stats.; and

WHEREAS, the Common Council of the City of Green Bay has adopted written procedures (known as the Public Participation Plan for Periodic Comprehensive Plan Amendments) designed to foster public participation in every stage of the preparation of periodic comprehensive plan amendments required by §66.1001(4)(a), Wis. Stats.; and

WHEREAS, the Plan Commission of the City of Green Bay, by a majority vote of the entire Commission recorded in its official minutes, has adopted a resolution recommending the Common Council adopt Comprehensive Plan Amendment CPA 14-01; and

WHEREAS, the City of Green Bay has held at least one public hearing on this ordinance in compliance with the requirements of §66.1001(4)(d), Wis. Stats. It is the Common Council's belief that this comprehensive plan amendment is necessary and consistent with the overall goals, policies, and other related elements of the plan.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

**SECTION 1.** The Common Council has adopted the Smart Growth 2022 Comprehensive Plan for the purpose of guiding future land-use decision making, but recognizes that from time to time amendments may be necessary to reflect changes in the land use and planning needs of the community.

**SECTION 2.** The Common Council does hereby enact this ordinance to formally adopt Comprehensive Plan Amendment CPA 14-01 pursuant to §66.1001(4)(c), Wis. Stats. A copy of the comprehensive plan amendment is attached to this ordinance.

**SECTION 3.** This ordinance shall take effect upon passage by a majority of the members-elect of the Common Council and publication as required by law.

Dated at Green Bay, Wisconsin, this 4th day of March\_\_, 2014.

APPROVED:

James J. Schmitt  
Mayor

ATTEST:

Kris A. Teske  
Clerk

Moved by Ald. Wiezbiskie, seconded by Ald. Boyce to adopt the ordinance.  
*Roll call:* Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

MISCELLANEOUS ORDINANCE NO. 2-14

AN ORDINANCE  
ADOPTING AN AMENDMENT TO THE  
SMART GROWTH 2022 COMPREHENSIVE PLAN  
OF THE CITY OF GREEN BAY PERTAINING  
TO PROPERTY GENERALLY LOCATED IN THE  
1650 TO 1700 BLOCK OF SHAWANO AVENUE  
(CPA 14-02)

WHEREAS, pursuant to §§62.23(2) and (3), Wis. Stats., the City of Green Bay is authorized to prepare, adopt, and amend a comprehensive plan as defined in §66.1001(4)(a), Wis. Stats.; and

WHEREAS, the Common Council of the City of Green Bay has adopted written procedures (known as the Public Participation Plan for Periodic Comprehensive Plan Amendments) designed to foster public participation in every stage of the preparation of periodic comprehensive plan amendments required by §66.1001(4)(a), Wis. Stats.; and

WHEREAS, the Plan Commission of the City of Green Bay, by a majority vote of the entire Commission recorded in its official minutes, has adopted a resolution recommending the Common Council adopt Comprehensive Plan Amendment CPA 14-02; and

WHEREAS, the City of Green Bay has held at least one public hearing on this ordinance in compliance with the requirements of §66.1001(4)(d), Wis. Stats. It is the Common Council's belief that this comprehensive plan amendment is necessary and consistent with the overall goals, policies, and other related elements of the plan.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

**SECTION 1.** The Common Council has adopted the Smart Growth 2022 Comprehensive Plan for the purpose of guiding future land-use decision making, but recognizes that from time to time amendments may be necessary to reflect changes in the land use and planning needs of the community.

**SECTION 2.** The Common Council does hereby enact this ordinance to formally adopt Comprehensive Plan Amendment CPA 14-02 pursuant to §66.1001(4)(c), Wis. Stats. A copy of the comprehensive plan amendment is attached to this ordinance.

**SECTION 3.** This ordinance shall take effect upon passage by a majority of the members-elect of the Common Council and publication as required by law.

Dated at Green Bay, Wisconsin, this 4th day of March\_\_, 2014.

APPROVED:

James J. Schmitt  
Mayor

ATTEST:

Kris A. Teske  
Clerk

Moved by Ald. Sladek, seconded by Ald. Steuer to adopt the ordinance.

*Roll call:* Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

Moved by Ald. Wiezbiskie, seconded by Ald. Thomas DeWane to adjourn at 11:05 P.M. Motion carried.

Kris A. Teske  
Green Bay City Clerk